IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

WRIT PETITION NO.3839 OF 2006

Akash D. Dhotre. ...Petitioner.

Vs.

Mrs.Nilima P.Nerlekar. ...Respondent.

.....

Mr.A.G. Kundekar for the Petitioner.

.....

CORAM : DR.D.Y.CHANDRACHUD, J.

June 13, 2006.

P.C. :

Mentioned. Not on Board. By consent taken up for admission.

Heard Counsel appearing on behalf of the Petitioner. The revisional authority has held that there was a registered agreement under which the premises were granted on licence to the Petitioner for a period of eleven months, for the period between 7th May 2004 and 6th April 2005. The period of licence has expired. In these

circumstances, the Competent Authority was justified in ordering eviction in view of the provisions of Section 24 of the Maharashtra Rent Control Act, 1999. The explanation thereto provides that an agreement of licence in writing shall be conclusive evidence of the facts stated therein. The agreement of licence clearly shows that the Petitioner was only granted a licence to occupy the premises in terms of the licence and that the licensee shall not claim any tenancy. There is no merit in the Petition which is accordingly dismissed.

...